

THE 2005 LEGISLATURE

The South Dakota Legislature is established by Article III of the Constitution of South Dakota as a bicameral legislative body.

SESSIONS

Regular Sessions:

Odd-numbered years: Begin on the second Tuesday in January for 40 legislative days.

Even-numbered years: Begin on the second Tuesday in January for 35 legislative days.

Special Sessions: May be called by the Governor or two-thirds of both houses of the Legislature.

MEMBERSHIP

The **Senate:** 35 Senators (25R and 10D) elected from 35 districts. The Constitution provides for not fewer than 25 or more than 35 members.

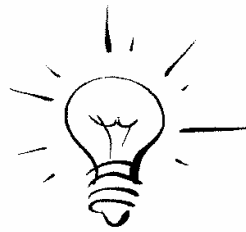
The **House:** 70 Representatives (51R and 19D) elected from 35 districts. The Constitution provides for not fewer than 50 or more than 75 members. District 28 has been subdivided into two House districts to ensure compliance with the Voting Rights Act.

Term of Office: Two Years.

Elected: November of even-numbered years.

COMMITTEE	Senate Chair	House Chair
Agriculture & Natural Resources	Jay Duenwald	Thomas J. Deadrick
Appropriations	Jerry Apa	J.E. "Jim" Putnam
Commerce	Royal "Mac" McCracken	Lou Sebert
Education	Ed Olson	Phyllis Heineman
Government Operations & Audit	Jason Gant	Ted Klautt
Health & Human Services	Thomas Dempster	Don Van Etten
Judiciary	Gene Abdallah	Joni Cutler
Legislative Procedure	Lee Schoenbeck	Matthew Michels
Local Government	J.P. Duniphan	Thomas Hennies
Retirement	Brock Greenfield	Matthew Michels
Laws	Eric Bogue	Larry Rhoden
State Affairs	Dave Knudson	Hal Wick
Taxation	Dick Kelly	Gordon Pederson

How an Idea Becomes Law



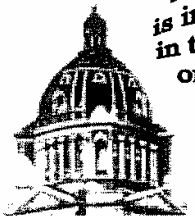
A bill is simply an idea that someone would like to see become law. It could be anything from the penalty for committing a crime to the amount of money that can be spent on a state program.

The idea can come from anyone, but only a State Representative or Senator can take that idea and guide it to final passage through the State Legislature.



Drafting a bill means putting the idea into legal language. The drafting is done by the Legislative Research Council, an agency of state government.

Introduction of a bill can be made by any member of the House or Senate, and more than one legislator generally sponsors a bill. The legislator whose name appears first on the bill is the "prime sponsor."



The BILL is introduced in the House or Senate

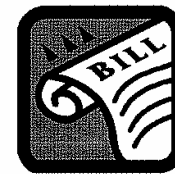
A bill is given to the Chief Clerk of the House or the Secretary of the Senate and is assigned a number. If the bill is sponsored by a Senator, it is a Senate Bill. Proposals which start in the House are House Bills.

The bill is given a First Reading in the "House of Origin" (in the House if sponsored by a Representative; in the Senate, if sponsored by a Senator). A First Reading means the bill's number and title are read aloud.

The Senate President or Speaker of the House then assigns the bill to a committee.



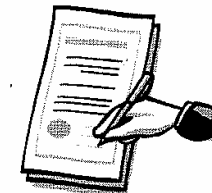
Committee action is crucial to the legislative process. A committee's responsibility is to examine a bill carefully, take testimony for and against the bill, and decide whether to send the bill to the "floor" (the full House or Senate) for consideration by the full body.



The committee can send the bill to the floor with a "Do Pass" recommendation. They can "Table" the bill, which means it is dead unless the full body orders the committee to send the bill to the floor. Or the committee can "Defer to the 36th or 41st Legislative Day" which also kills the bill, since there are only 35 or 40 legislative days in an annual session. In rare cases, if a committee cannot get enough votes to pass or kill the bill, a measure may be sent to the floor without recommendation. In that case, the full body must vote whether they want to place the bill on the "calendar" (agenda) for consideration.



Once a bill reaches the floor, it is debated and voted on. If it passes, the bill is forwarded on to the other body, where it goes through the same committee process.



If a bill passes both the House and Senate, it is sent to the Governor. If he signs it, the bill becomes law. If he vetoes it, the Legislature has an opportunity to decide whether to override or uphold his veto. If the Legislature votes to override the veto, the bill becomes law.

THE SENATE

OFFICERS

THE HOUSE

President:
Dennis Daugaard (R)
By virtue of the office as Lieutenant Governor, presides over Senate; announces Senate Chairs and members of committees; refers bills to appropriate committees.

President Pro Tempore:
Lee Schoenbeck (R)
Elected by Senate; presides over Senate in absence of President. Appoints Senate Chairs and committee members.

Speaker:
Matthew Michels (R)
Elected by House of Representatives; presides over House; appoints House Chairs and members of committees; refers bills to appropriate committees.

Speaker Pro Tempore:
Thomas J. Deadrick (R)
Elected by House of Representatives; presides over House in absence of Speaker.

MAJORITY AND MINORITY LEADERS

Preside over party caucuses, direct party strategy, assemble party members for important votes, serve as liaisons for party caucuses in dealing with the Governor and press. Minority members of committees are appointed on nomination of minority leadership. The leaders are elected by their respective party membership.

Majority Leader:
Eric H. Bogue (R)

Ass't Majority Leader:
John Koskan (R)

Majority Whips:
Thomas A. Dempster (R)
Jay Duenwald (R)

Minority Leader:
Garry A. Moore (D)

Ass't Minority Leader:
Gary D. Hanson (D)

Minority Whips:
Julie Bartling (D)
Dan Sutton (D)

Majority Leader:
Larry Rhoden (R)

Ass't Majority Leader:
Joel D. Dykstra (R)

Majority Whips:
Cooper Garnos (R)
Elizabeth Kraus (R)
Sean M. O'Brien (R)
Tim Rave (R)

Minority Leader:
Dale Hargens (D)

Ass't Minority Leader:
Margaret V. Gillespie (D)

Minority Whips:
Burt Elliott (D)
Kathy Miles (D)

EMPLOYEES

Responsible for the administrative details of the two chambers and calling the roll for votes.

Secretary
Patricia Adam

Clerk
Karen Gerdes

LEGISLATIVE RESEARCH COUNCIL

Prepares legislative drafts and provides professional staff to standing committees and individual legislators for technical advice and research.

Director: James Fry

2005 LEGISLATIVE TIMETABLE

January 11	First day of Session.
February 1	Last day to introduce individual bills.
February 2	Last day to introduce committee bills.
February 15	Last day to use rule 5-17.
February 16	Last day for required bill delivery (smoke-out) in house of origin.
February 17	Last day for a bill to pass the house of origin.
February 28	Last day for required bill delivery (smoke-out) in second house.
March 1	Last day for a bill to pass both houses.
March 4	39 th Legislative Day.
March 22	40 th Legislative Day.
July 1	Effective date of enacted legislation (except emergency measures).

VISITOR INFORMATION

Legislative sessions and committee hearings are held in the Capitol at Pierre and are open to the public.

Committee hearings are conducted in the morning of each legislative day. Notice of time and location of each hearing is posted in front of each chamber on the third floor.

Legislative session convenes daily at 2:00 p.m. (CT). The public galleries are located on the fourth floor. Additionally, live audio webcasts of all committee meetings and floor sessions can be heard by accessing the Legislature's Web site and clicking on the committee or chamber you wish to monitor.

TELEPHONE DIRECTORY

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The House of Representatives (Session Only) 773-3851
Secretary of Senate (Session Only) 773-3825
Clerk of House (Session Only) 773-3842
Legislator Fax (Session Only) 773-6806



Legislative
Research
Council

The South Dakota Legislature



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The Legislature On-Line

<http://legis.state.sd.us>



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Research Council
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